

No. PD-0545-20

IN THE COURT OF CRIMINAL APPEALS OF TEXAS, AT AUSTIN

**Kevin Ratliff**, Appellant

v.

**The State of Texas**, Appellee

FILED  
COURT OF CRIMINAL APPEALS  
2/23/2021  
DEANA WILLIAMSON, CLERK

On Appeal In Case Number CR7557, from the 424th District Court of Llano County, the Hon. Evan C. Stubbs, Judge Presiding, and the Opinion of the Third Court of Appeals in Case No. 03-18-00569-CR; dated February 14, 2020.

## **Motion for Extension of Time To File Appellant's Brief**

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

COMES NOW, Kevin Ratliff, Appellant in the above styled and numbered cause, by and through David A. Schulman, his undersigned attorney of record, and respectfully enters this "Motion for Extension of Time to File Appellant's Brief," and in support of such Motion would show the Court:

I

Appellant's Petition for Discretionary Review was granted on January 27, 2021. Pursuant to Rule 70.1, Tex.R.App.Pro., Appellant's brief is due for filing on or before February 26, 2021.

## II

Appellant's request for an extension is based upon the inability of the undersigned attorney to complete the required brief, despite his best efforts to do so. The undersigned would show that he was hampered by the interruption in many services over the last week, during which the undersigned was without power, heat, or Internet services for 48 hours. Such efforts have also been negatively affected by Appellant's long time writing partner and co-counsel on the brief at the Court below being unable to devote time to the project due to his having to tend to the needs of his wife, who is recovering from heart surgery, and who has had no Internet service all week.

## III

Said attorney would further show that he will require an additional fourteen (14) days in which to complete Appellant's. This is Appellant's first request for an extension of time in which to file his brief.

## **Prayer**

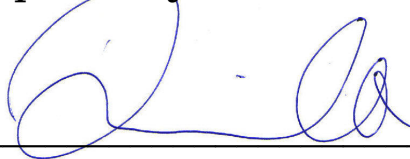
WHEREFORE PREMISES CONSIDERED, Appellant prays this Honorable Court to grant his "Motion for Extension of Time to File

Appellant's Brief," and Order that the deadline for filing such be extended an additional fourteen (14) days, until March 12, 2021, or until such time as set by this Court.

### **Certificate of Compliance and Delivery**

This is to certify that: (1) this document, created using WordPerfect™ software, contains 355 words, excluding those items permitted by Rule 9.4 (i)(2)(B), Tex.R.App.Pro., and complies with Rules 9.4 (i)(2)(B) and 9.4 (i)(3), Tex.R.App.Pro.; and (2) on February 19, 2021, a true and correct copy of the above and foregoing motion was transmitted via the eService function on the State's eFiling portal, to R. Blake Ewing (asstda3@burnetcounty.org), counsel of record for the State of Texas, and Stacey M. Soule (stacey.soule@spa.texas.gov), State's Prosecuting Attorney.

Respectfully submitted,



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**David A. Schulman**

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### **Automated Certificate of eService**

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David Schulman on behalf of David Schulman  
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Associated Case Party: Kevin Ratliff

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John G.Jasuta		lawyer1@johnjasuta.com	2/19/2021 9:12:23 AM	SENT
David A.Schulman		zdrdavid@davidschulman.com	2/19/2021 9:12:23 AM	SENT
Robert A.Daniel		robert.daniel@rdlawaustin.com	2/19/2021 9:12:23 AM	SENT

Associated Case Party: The State of Texas

<b>Name</b>	<b>BarNumber</b>	<b>Email</b>	<b>TimestampSubmitted</b>	<b>Status</b>
Blake Ewing		bewing@burnetcountytexas.org	2/19/2021 9:12:23 AM	SENT
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